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\*Practice Limited to  
Federal Agencies

April 26, 2005

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Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 1642**

Re: U.S. Utility Patent Application  
Application No. 10/773,440; Filed: February 9, 2004  
For: **Method to Detect Prostate Cancer In a Sample**  
Inventors: **FRADET et al.**  
Our Ref: 1619.0180001/JAG/CMB

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Correction of Entity Status Under 37 C.F.R. § 1.28(c) When Small Entity Status was Established in Error and Payment of Fees Under 37 C.F.R. § 1.28(c)(2);
2. Credit Card Payment Form PTO-2038 in the amount of **\$1,060.00** to cover the difference of the small entity fees previously paid, which is now a large entity; and
3. One (1) return postcard.

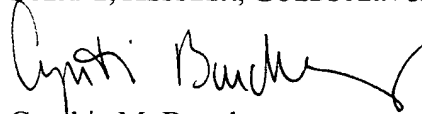
It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
April 26, 2005  
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Cynthia M. Bouchez  
Attorney for Applicants  
Registration No. 47,438

JAG/CMB:krh  
Enclosure

390641v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Fradet *et al.*

Appl. No.: 10/773,440

Filed: February 9, 2004

For: **Method to Detect Prostate Cancer  
in a Sample**

Confirmation No.: 4155

Art Unit: 1642

Examiner: To Be Assigned

Atty. Docket: 1619.0180001/JAG/CMB

**Correction of Entity Status Under 37 C.F.R. § 1.28(c)  
When Small Entity Status was Established in Error and  
Payment of Fees Under 37 C.F.R. § 1.28(c)(2)**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Small entity status was established in the above-captioned application in good faith. However, it has now been discovered that small entity status was established in error.

The deficiency owed is calculated as follows:

	<u>Type of Fee</u>	<u>Fee Paid</u>	<u>Date Paid</u>	<u>Fee Owed</u>	<u>Difference</u>
1.	Basic Filing Fee (before 12/8/04)	\$ 395.00	4/15/05	\$ 790.00	\$ 395.00
	Late Declaration				
3.	Surcharge (before 12/8/04)	\$ 65.00	4/15/05	\$ 130.00	\$ 65.00
4.	Excess Claims (before 12/8/04)	\$600.00	4/15/05	\$1,200.00	\$ 600.00
<b>Total Owed:</b>					<b>\$ 1,060.00</b>

Payment of these deficiencies based on a previous erroneous payment of a small entity fee is to be treated under 37 C.F.R. § 1.27(g)(2) as a notification of loss of entitlement to small entity status. 37 C.F.R. § 1.28(d).

00000000 00000000 00000000 00000000 | 04/28/2005 MAHMED1 00000068 10773440

Adjustment date: 04/28/2005 MAHMED1  
04/19/2005 HALI11 00000014 10773440

01 FC:2001	90 00.0000	-395.00 OP	10000000 00
02 FC:2051	90 00.0000	-65.00 OP	10000000 00
03 FC:2202	90 00.0000	-500.00 OP	10000000 00
04 FC:2201	90 00.0000	-100.00 OP	10000000 00

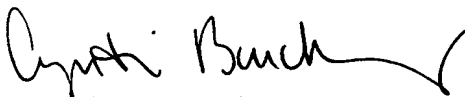
01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1202	1000.00 OP
04 FC:1201	200.00 OP

Applicants respectfully request that the United States Patent and Trademark Office excuse this error and correct the entity status to be that of a large entity. Early notice to this effect is respectfully requested.

The Commissioner is authorized to charge any deficiencies or credit any overpayments to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Cynthia M. Bouchez  
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Date: April 25, 2005

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390625v1

**Adjust RAM Sale/Item**

Adjustment

Reason:

CHANGING ENTITY STATUS

Sale

Sale Ref.: 04/19/2005 HALI11 14 Status: Active

Mailroom Date: Type: Name/Number: Attorney Docket No:

04/15/2005 1 10773440 1619.0180001

Ne St	Fee Code	St	Name/Number	Fee Amount	Qty	Partial	Extended Amount	D
2001	A		10773440	395.00	1		395.00	
2051	A		10773440	65.00	1		65.00	
2202	A		10773440	25.00	20		500.00	
2201	A		10773440	100.00	1		100.00	

Total Amount to Credit:

Select Payment to credit back

Accounting Date	Operator	Type Code	Payment Amount	Amount Allocated to this Sale	Amount to credit back
04/19/2005	HALI11	CC	\$1,060.00	\$1,060.00	

Select Sale

Undo All

Set Amount

Undo all

Payment Detail



Save



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